IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.14673 of 2006

Dated: July 18, 2006

Between:

Md. Riaz Ahammad, S/o. Ismail, aged 29 years,
R/o.H.No.15-7-36, Kummari Bazar, Old Guntur,
Guntur District.

… Petitioner

And

The Secretary, A.P. Residential Educational
Institutions Society (Regd.), Gagan Vihar,
3rd Floor, M.J. Road, Nampally, Hyderabad-500 001,
and another.

… Respondents

Order:

The petitioner, who worked as Lecturer in Mathematics in one of the colleges of the respondent society, filed this writ petition questioning the employment notification dated 04-05-2006 issued by the first respondent-society inviting applications to fill up the vacancies of lecturers.

2. Heard the learned counsel for the petitioner and Sri Vijaya Bhaskar Moola, learned Standing Counsel, appearing on behalf of the respondents.

3. It is the case of the petitioner that he was appointed as Lecturer on contract basis in the year 2001 and is being continued as such. His grievance is that when he was appointed and working as lecturer on contract basis, there is no valid reason for issuing the impugned notification inviting applications again for making appointments on contract basis.

4. It is not in dispute that the petitioner was appointed on contract basis for a specified period. Once the petitioner serves for the contracted period, he stands on similar footing as that of outsiders who apply pursuant to notification dated 04-05-2006. Merely because he has served on contract basis for some period, he cannot assail the validity of the notification inviting applications to fill up vacancies. In that view of the matter, I do not find any illegality in the impugned notification. However, if the petitioner applies pursuant to notification dated
04-05-2006, his claim shall be considered keeping in mind his past service and record.

5. The writ petition is disposed of with the above directions. There shall be no order as to costs.

JUSTICE R. SUBHASH REDDY.

July 18, 2006
MRR